

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

SATOKO IWATO ET. AL.

CASE NO.: CL2310USPCT

APPLICATION NO.: 10/575392

CONFIRMATION NO.: 9007

GROUP ART UNIT: 1713

EXAMINER: Hu, Henry S.

FILED: October 07, 2003

FOR: FLUOROPOLYMER LOW REFLECTING LAYERS FOR PLASTIC LENSES AND
DEVICES

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

By Office Action dated July 14, 2008, the above-referenced application has been made subject to a requirement to restrict. The Examiner has taken the position that claims 1-7 (Invention I) are drawn to a one-layer coating system comprising a fluorinated terpolymer of VF₂/TFE/HFP. Claims 8-12 (Invention II) are said to be drawn to a “quite different one-layer coating system ... comprising a fluorinated dipolymer of VF₂/HFP”. Claims 13-16 are said to be drawn to a “quite different one-layer coating system... comprising a fluorinated terpolymer of VF₂/TFE/PMVE”.

Applicants elect Claims 1-7. This election is made with traverse. Applicants note that the Examiner has not indicated how the alleged separate inventions are within different classes and subclasses, and therefore, Applicants have no basis not to believe that a search directed to coating systems comprising polymers of the recited co-monomers would be adequate for examination of all of the pending claims. Applicants submit that such a search as already been conducted for the PCT filing on which the present application is based. Accordingly, reconsideration and withdrawal of the restriction requirement is respectfully requested.

Moreover, although the Examiner has commented as to his position regarding anticipation or obviousness of the claims, Applicants do not address that position in this Election, as Applicants believe that a formal rejection has not been issued prior to Applicants’

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making an election. Applicants expressly state that they do not concede the Examiner's position as to anticipation or obviousness.

Respectfully submitted,

/Gail D. Tanzer/

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Dated: August 11, 2008